

**PATENT**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Application No.: 10/699,901  
Filing Date: November 3, 2003  
Applicant: Martin Novil et al  
Group Art Unit: 3673  
Examiner: Alison K. Pickard  
Title: SEALING GASKET WITH FLEXIBLE STOPPER  
Attorney Docket: 03-0019/CPA (8470-000119/CPA)

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Mail Stop Petition  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

**PETITION TO ACCEPT AN UNINTENTIONALLY DELAYED CLAIM BENEFIT UNDER  
35 U.S.C. 120 AND 35 U.S.C. 119(e) OF PRIOR FILED APPLICATION AND  
PROVISIONAL APPLICATION (37 C.F.R. 1.78(a)(3) and 1.78(a)(6))**

1. Applicant further petitions in accordance with § 1.78(a)(3) and 1.78(a)(5)(i) to claim the benefit for this application under 35 U.S.C. § 120 of prior co-pending U.S. Patent Application 10/650,339, filed August 28, 2003 (now U.S. Publication No. 2005/0046120A1, published March 3, 2005).

2. Applicant submits herewith an amendment to the first sentence, after the title of the application (1.78(a)(5)) making references in this application to prior filed applications whose benefit is claimed.

3. Applicant states that the entire delay between the date the claim for the benefit of the earlier application was due under paragraph (a)(3) and (a)(5)(i) of 37 C.F.R. § 1.78 and the date this claim is filed was unintentional.

4. The surcharge fee set forth in § 1.17(t), required by 37 C.F.R. 1.78(a)(6)(ii), is paid as follows:

☐ Attached is a ☐ check ☐ money order in the amount of \_\_\_\_\_

☒ Authorization is hereby made to charge the amount of \$1,370.00

☒ to Deposit Account No. 08-0750

☐ to Credit Card as shown on the attached credit card information authorization form PTO-2038

**WARNING:** Credit card information should not be included on this form as it may become public

☐ Charge any additional fees required by this paper or credit any overpayment in the manner authorized above.

Respectfully submitted,

Dated: February 27, 2007  
HARNES, DICKEY & PIERCE, P.L.C.  
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(248) 641-1600

Electronic Signature: /Ryan W. Massey/  
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